IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.877 OF 2006

In

ARBITRATION PETITION NO.135 OF 2006

Oil and Natural Gas Corporation Ltd. : Appellant
(Orig.Respondent)

V/s.

M/s.Project Engineers : Respondent
(Orig.Petitioner)

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Mr.Pankaj A.Savant with Mr.S.A.Bhalwal i/b. M/s.Vyas & Bhalwal for the appellant.

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CORAM : R.M.LODHA & S.A.BOBDE,JJ.

DATE : DECEMBER 6, 2006.

P.C.

We heard Mr.Pankaj Savant, the counsel for the appellant, and perused the impugned order.

2. In our opinion, the appeal is wholly frivolous. The counsel does not dispute that by the impugned order, no award of the claims rejected by the arbitral Tribunal has been granted. If that be so, where is the occasion for the appellant to file the appeal against the impugned

order?

3. Appeal is, accordingly, dismissed in limine.

R.M. LODHA, J.

S.A. BOBDE, J.